

**NOTICE OF PUBLIC MEETING
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION
AND
AGENDA**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the **Arizona Criminal Justice Commission** and to the general public that the **Arizona Criminal Justice Commission** will hold a meeting open to the public on **Thursday, November 15, 2007** beginning at **1:30 pm** at the **Carefree Resort & Villas, 37220 Mule Train Road, Saguaro I Ballroom, Carefree, Arizona 85377**.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Criminal Justice Commission endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission Office at (602) 364-1146. Requests should be made as early as possible to allow time to arrange the accommodation.

The Commission may go into Executive Session on any of the following agenda items for the purposes of receiving legal advice pursuant to A.R.S. § 38-431.03(A)(3).

Agenda for the meeting is as follows:

- | | | |
|-------------|--|---------------------------------|
| I. | Call to Order and Roll Call | Chairperson Doug Bartosh |
| | | |
| II. | Minutes of the September 20, 2007 Meeting | |
| | <ul style="list-style-type: none">• Approval of Minutes | P-F-T |
| | | |
| III. | Executive Director's Report | John A. Blackburn, Jr. |
| | A. 2008 Meeting Schedule | Info |
| | B. Legislative Update | Info |
| | | |
| IV. | Oversight Council on Driving or Operating Under the Influence Abatement (DUI) Legislative Proposal | John A. Blackburn, Jr. |
| | <ul style="list-style-type: none">• Review, discussion, consideration and possible action on the support of the concept of proposed Oversight Council DUI Abatement legislation. | P-F-T |
| | | |
| V. | Legislative Proposals | Mary Marshall |
| | <ul style="list-style-type: none">• Review, discussion, consideration and possible action on the support of the concept of the following proposed changes to legislation: | |
| | A. Records Retention Legislative Proposal | P-F-T |
| | B. Administrative Office of the Courts proposed legislation | P-F-T |
| | C. Pima County Attorney's Office proposed legislation | P-F-T |

- VI. Forensic Lab Report** **John A. Blackburn, Jr.**
- Review, discussion, consideration, and possible action on the forensic lab information presented. **P-F-T**
- VII. Victim Services Program Funding** **Tony Vidale**
- Review, discussion, consideration and possible action on the allocation of resources for the Victim Services Program. **P-F-T**
- VIII. 2007 Enhanced Drug & Gang Enforcement (EDGE) Report** **Kathy Karam**
- Presentation of the report and highlights of the findings. **Info**
- IX. Call to the Public**
- Those wishing to address the Commission need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.
- X. Date, Time, and Location of Next Meeting**
- The next Commission meeting will be held on **Thursday, January 24, 2008 at 1:30 pm** at 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.
- XI. Adjournment**

A copy of the agenda background material provided to Commission members is available for public inspection at the Arizona Criminal Justice Commission Office, 1110 West Washington, Suite 230, Phoenix, Arizona 85007, (602) 364-1146. This document is available in alternative formats by contacting the Commission Office.

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the September 20, 2007 Meeting

TO: Chairperson and Commission Members

FROM: John A. Blackburn, Jr.
Executive Director

RECOMMENDATION:

The Commission approve the minutes of the Arizona Criminal Justice Commission meeting held on September 20, 2007.

DISCUSSION:

N/A

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

Arizona Criminal Justice Commission
Minutes
September 20, 2007

A public meeting of the Arizona Criminal Justice Commission was convened on September 20, 2007 at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

Members Present:

Doug Bartosh, Chairperson, Chief, Cottonwood Police Department
Ralph Ogden, Vice Chairperson, Yuma County Sheriff
Kelly Anderson, Mayor, City of Maricopa, Paul Jepson representing
Joseph Arpaio, Maricopa County Sheriff, Jesse Locksa representing
Duane Belcher, Chairperson, Board of Executive Clemency, Erin Warzecha representing
Dave Byers, Director, Administrative Office of the Courts, Jerry Landau representing
Clarence Dupnik, Pima County Sheriff, George Heaney representing by conference call
Dan Hughes, Chief, Surprise Police Department
Terry Goddard, Attorney General, Don Conrad representing
Barbara LaWall, Pima County Attorney
Richard Miranda, Chief, Tucson Police Department
David Sanders, Pima County Chief Probation Officer
Dora Schriro, Director, Department of Corrections, John Hallahan representing
Linda Scott, Former Judge
George Silva, Santa Cruz County Attorney
Carl Taylor, Coconino County Supervisor, by conference call
Andrew Thomas, Maricopa County Attorney, Mark Faull representing
Roger Vanderpool, Department of Public Safety, Georgene Ramming representing

Members Absent:

Tony Estrada, Santa Cruz County Sheriff

Legal Counsel:

Michelle Woods, Assistant Attorney Counsel

Staff Participating:

John A. Blackburn, Jr., Executive Director
Mary Marshall, Public Information Officer
Karen Ziegler, Deputy Director
Wendy Boyle, Executive Secretary

I. Call to Order and Roll Call

The meeting was called to order by Chairperson Bartosh at 1:30 pm. Roll was taken and a quorum was declared present.

II. Minutes of the July 12, 2007 Meeting

Chairperson Bartosh called for a motion on the minutes. Commissioner Dan Hughes entered a motion to approve the minutes of the July 12, 2007 meeting. The motion seconded by Commissioner Barbara LaWall passed unanimously.

III. Executive Director's Report

A. Legislative Update

Director John A. Blackburn, Jr. asked the Commission to observe a moment of silence in remembrance of slain police officer Nick Erfle. Director Blackburn also introduced Ms. Teri Barnes, Administrative Assistant supporting the SAC unit and Ms. Susan Steger, Fiscal Specialist in the finance department working in the Tucson area.

The Director briefed the Commission on the Oversight Council on Driving or Operating Under the Influence Abatement. The DUI Council has requested ACJC assist in providing guidance and direction as they move forward in the process of proposing changes in statute to: 1) allow one of the non-voting agencies to be represented by a designee and to change the chairperson's term from one year to a two year non-consecutive term; and 2) give voting rights to three non-voting agencies. The Legislative Committee will meet and make a recommendation to the Commission as to whether ACJC staff should assist in garnering support for the bill.

Mary Marshall, Public Information Officer reported on the federal appropriations. It is anticipated that there will be a budget showdown during the federal appropriations process that may culminate in a number of grant programs being consolidated into an omnibus bill this year. Ms. Marshall discussed the Adam Walsh Act that is legislation addressing sex offender registration and notification information. The Department of Public Safety has submitted the state system policies and procedures for sex offender registration and notification to the Department of Justice for sentencing, monitoring, apprehending and registering (SMART) to determine where Arizona is compliant, particularly as the legislation pertains to youthful sex offenders. States that do not comply will see a 10% penalty on Byrne funding.

Ms. Marshall also reported that the Legislative Committee will meet in November to discuss the potential changes to ARS § 28-1303, the statute that addresses the DUI Council. The Committee will also address issues from stakeholders and liaisons of other agencies in moving forward with drafted legislation prior to January's legislative start.

B. FY09 Agency Budget Submittal

Karen Ziegler, Deputy Director gave a summary of the FY09 supplemental budget request and strategic plan that was submitted to the Governor on September 4, 2007. This is the off year in the two year cycle that includes updates to expenditures and projections with no critical issues addressed. Ms. Ziegler provided an explanation of the operating expenses for FY07 (actual amount) and FY08/09 (budget amount). Changes in the FY08/09 operating budget included the following: 1) Funding from the Criminal Justice Enhancement Fund (CJEF) account for one FTE (Restitution Specialist); 2) Funding of Arizona Youth Survey (AYS); 3) High Intensity Drug Trafficking Areas (HIDTA) fiduciary responsibilities which includes contract fees and management operating expenses reimbursed through the Office of National Drug Contract Policy; and 4) Award of new appropriations for the automation projects that includes the grant management system and claim management system.

Ms. Ziegler also highlighted some of the pass through program areas that include Crime Control, Systems Improvement, Victims Programs and HIDTA.

C. Update of recent CJRIP grant process

Director Blackburn offered clarity on questions raised during the July 12, 2007 Commission meeting regarding the Criminal Justice Records Improvement Program (CJRIP) grant process and the grants management system. Staff stated that thirty-five agencies had registered for the CJRIP grant using the grant management system; however, there were a minimal number of applications completed online. After further investigation of the grant management system, staff found twenty-eight of the thirty-five agencies were previous registrants for this award; only seven new agencies registered this year during the grant solicitation; and of the seven agencies, one did not to complete the application process because they had accessed this grant in error. Six agencies applied for and received an award for CJRIP funding for the current grant period.

The Executive Director's report was presented for information purposes and did not require Commission action.

IV. Forensic Lab Report

Director Blackburn addressed the request from the July 12, 2007 Commission meeting to explore the strategies in funding the crime labs in Arizona. Staff compiled a list of federal and state funding under the Forensic Science Laboratory Grants for review. ACJC is the administering agency for the National Forensic Science Formula Grant used primarily for lab training purposes. Staff recommends ACJC arrange a meeting with the lab directors and stakeholders to identify the issues and concerns, and to formulate solutions for accelerating processing of DUI test results.

Director Blackburn also referred to the draft of DNA Task Force Recommendations (Forensic Lab Report) from the Attorney General's Office that was distributed to the Commissioners for review. The report presents DNA & Forensic Technology Task Force information on Arizona labs and funding allocated to the labs through ACJC. Staff recommended the Commission consider tabling this item in order to allow for a thorough review of the report. Commissioner Ralph Ogden made a motion to table Item IV so staff can further research the DNA processing strategy and review the Forensic Lab Report for the next Commission meeting. Designee Mark Faull seconded the motion and it passed unanimously.

V. Federal VOCA Compensation

A. FY08 VOCA Compensation Allocation Formula

Karen Ziegler, Deputy Director presented the recommendation of the Crime Victims Committee that the Commission approve the formula for allocation of (Victim of Crime Acts) VOCA funds. The formula provides the following: 1) 5% of the federal VOCA awards for administering costs; 2) 60% match for operational units expending private funds that compensate victims and; 3) base allotment of \$1,100 to all operational units with the balance of the funds distributed by population. Commissioner Dan Hughes motioned that the recommendation of the Committee be accepted, adopting the allocation formula to be used in the distribution of federal FFY 2007 VOCA funds to the fifteen operational units. The motion seconded by Commissioner David Sanders passed unanimously.

B. FY08 VOCA Compensation Allocation

Karen Ziegler, Deputy Director presented the recommendation of the Crime Victims Committee that the Commission approve the VOCA funds allotted according to the approved formula. Commissioner Linda Scott motioned that the Commission approve the allocation of FFY 2007 federal VOCA Compensation funds in accordance with the table found on page 13 of the agenda. The motion seconded by Commissioner Barbara LaWall passed unanimously.

VI. Arizona Arrestee Reporting Information Network (AARIN) presentation

Charles Katz and David Choate of Arizona State University presented the AARIN program. Originated under the Drug Use Forecasting Program, it was renamed Arrestee Drug Abuse Monitoring (ADAM) Program and funded by Maricopa County. In January 2007 the program is administered under the name AARIN. Currently, data is collected from 4th Avenue jail, Glendale, and Mesa booking facility and jail, South East Juvenile Complex and Durango Juvenile Detention facility. The program has multiple uses such as an informational and monitoring system, a research platform, and it has been used as tool in formulating policy. The potential drug data can be used for measuring intervention, law enforcement intelligence, risks and needs, special populations, levels of supervision, baseline data, evaluate programs, grant writing and funding, crime analysis, case processing information and special courts. Drug testing is voluntary and anonymous among the arrestees. The core data follows demographics, drug use, treatment, prior arrests, firearms, gangs, victimization and immigration. A handout was distributed to the Commission members.

This agenda item was presented for informational purposes and did not require Commission action.

VII. Call to the Public

Chairperson Bartosh made a call to the public. No members of the audience addressed the Commission.

VIII. Date, Time, and Location of Next Meeting

The next Arizona Criminal Justice Commission meeting will be held on Thursday, November 15, 2007 at 1:30 pm with the location to be determined.

IX. Adjournment

The meeting was adjourned at 2:35 pm.

Respectfully submitted,



John A. Blackburn, Jr.
Executive Director

Audio recording is available upon request.

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Executive Director's Report

TO: Chairperson and Commission Members

FROM: John A. Blackburn, Jr.
Executive Director

RECOMMENDATION:

Information Only

DISCUSSION:

The Director will update the Commission on the 2008 meeting dates.

FISCAL IMPACT:

N/A

ALTERNATIVES:

N/A

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Executive Director's Report

TO: Chairperson and Commission Members

FROM: John A. Blackburn, Jr.
Executive Director

RECOMMENDATION:

Information Only

DISCUSSION:

Mary Marshall, Public Information Officer will update the Commission on state and federal legislative issues.

FISCAL IMPACT:

N/A

ALTERNATIVES:

N/A

IV

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Oversight Council on DUI Abatement Legislative Proposal

TO: Chairperson and Commission Members

FROM: John A. Blackburn, Jr.
Executive Director

RECOMMENDATION:

The Commission approves supporting the concept of legislative changes to A.R.S. § 28-1303 proposed by the Oversight Council DUI Abatement, with the understanding that during the legislative process, legislation may be amended. If the legislative intent is altered by amendments, the Commission may rescind its support.

DISCUSSION:

The Oversight Council on Driving or Operating Under the Influence Abatement has requested the support of the Commission in seeking sponsorship for a proposed legislative change affecting the Council. The legislation would allow for a designee for the Director of the Governor's Office of Highway Safety and also allow the chair to serve a two year term.

The Legislative Committee has met and will make a recommendation to the Commission.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

PROPOSED LEGISLATION – DESIGNEE, BIENNIAL CHAIR

28-1303. Oversight council on driving or operating under the influence abatement

A. The oversight council on driving or operating under the influence abatement is established consisting of the following ten members:

1. The director of the department of public safety or the director's designee.
2. The assistant director for the motor vehicle division of the department of transportation or the assistant director's designee.
3. The director of the governor's office of highway safety **OR THE DIRECTOR'S DESIGNEE.**
4. One member of the public who is appointed by the governor.
5. One member of the public who is appointed by the speaker of the house of representatives.
6. One member of the public who is appointed by the president of the senate.
7. One municipal law enforcement member who is appointed by the governor on the recommendation of an Arizona association of chiefs of police.
8. One county law enforcement member who is appointed by the governor on the recommendation of an Arizona county sheriff's association.
9. One city prosecutor who is appointed by the governor on the recommendation of the Arizona prosecuting attorney's advisory council.
10. One county attorney who is appointed by the governor on the recommendation of the Arizona prosecuting attorney's advisory council.

B. Members appointed pursuant to subsection A, paragraphs 4, 5, 6, 7, 8, 9 and 10 of this section serve three year staggered terms.

C. Members appointed pursuant to subsection A, paragraphs 1, 2 and 3 of this section shall serve as advisory nonvoting members of the council.

D. The voting members of the council shall ~~annually~~ **BIENNIALY** elect a chairperson from among the members. A member shall not serve consecutive terms as chairperson.

E. Members of the council are not eligible to receive compensation, but members who are appointed pursuant to subsection A, paragraphs 4, 5, 6, 7, 8, 9 and 10 of this section are eligible for reimbursement of expenses pursuant to title 38, chapter 4, article 2.

F. The oversight council on driving or operating under the influence abatement may use the facilities for meeting and the staff of the Arizona criminal justice commission.

G. The oversight council on driving or operating under the influence abatement may enter into interagency agreements with the Arizona criminal justice commission and other agencies for agency business.

H. The council shall:

1. Make grants from the driving under the influence abatement fund established by section 28-1304 to political subdivisions and tribal governments that apply for monies for enforcement purposes, prosecutorial and judicial activities and alcohol abuse treatment services related to preventing and abating driving or operating under the influence occurrences in a motor vehicle or a motorized watercraft as defined in section 5-301.
2. Make grants from the driving under the influence abatement fund established by section 28-1304 to innovative programs that use emerging technologies to educate, prevent or deter occurrences of driving or operating under the influence in a motor vehicle or a motorized watercraft.

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 7, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Records Retention Legislative Proposal

TO: Chairperson and Commission Members

FROM: Mary Marshall
Public Information Officer

RECOMMENDATION:

The Commission approves supporting efforts to improve records retention and disposal schedules, including possible legislative changes, with the understanding that during the legislative process, legislation may be amended. If the legislative intent is altered by amendments, the Commission may rescind its support.

DISCUSSION:

The Mohave County Public Defender's Office is seeking the Commission's support on legislation impacting records retention and disposal. The Public Defender is concerned with retention mandates, resources required for records maintenance and storage, and keeping paper records once the documents have been captured electronically. They would like to see these statutes revised to allow for more flexibility with disposal requests once documents of non-historical value have been electronically captured. ACJC's Criminal Justice Systems Improvement unit has convened a Records Retention Working Group to discuss these issues. Copies of proposed legislation and/or a summary will be available at the meeting.

The Legislative Committee has met and will make a recommendation to the Commission.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 7, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Administrative Office of the Courts Proposed Legislation

TO: Chairperson and Commission Members

FROM: Mary Marshall
Public Information Officer

RECOMMENDATION:

The Commission approves supporting the concept for legislative changes proposed by the Administrative Office of the Courts on behalf of the Arizona Judicial Council, with the understanding that during the legislative process, legislation may be amended. If the legislative intent is altered by amendments, the Commission may rescind its support.

DISCUSSION:

The Administrative Office of the Courts has provided a summary of its primary legislative agenda as well as draft legislation of three of these agenda items. The first item repeals the statute requiring the Time Payment Fee to revert to \$12 on January 1, 2010 and would maintain the current Fee at \$20. The second item affects the statute governing the Interstate Compact. The third item amends A.R.S. § 38-891 to allow the local board of the judiciary under the Correctional Officer Retirement Plan (CORP) to designate a position within the Administrative Office of the Courts (AOC) as a CORP position. The fourth item reorganizes Title 13, Chapters 6 and 7 to simplify the structure of the sentencing code; it does not make structural or philosophical changes to the code. The fifth item seeks legislative changes recommended by the Capital Case Task Force.

It amends A.R.S. §13-4041 by increasing the hourly rate contract lawyers are paid to handle death penalty post-conviction related cases from \$100 to \$125 and by removing the requirement for appointed counsel to show good cause to receive payment for work done in excess of 200 hours on a post-conviction case. Copies of proposed legislation and/or a summary will be available at the meeting.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 7, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Pima County Attorney's Office Proposed Legislation

TO: Chairperson and Commission Members

FROM: Mary Marshall
Public Information Officer

RECOMMENDATION:

The Commission approves supporting the concept for legislative changes proposed by the Pima County Attorney's Office, with the understanding that during the legislative process, legislation may be amended. If the legislative intent is altered by amendments, the Commission may rescind its support.

DISCUSSION:

The Pima County Attorney's Office is seeking support on three items. The first item adds to the list of prohibited weapons any semi-automatic pistol that is not equipped with information identifying the make, model, and the serial number of the pistol. The second item would expand the provisions of ARS 13-4085 to include victims and witnesses to serious offenses committed by undocumented persons, or some means to ensure charges do not get dismissed because victims/witnesses were deported. Item three looks at a legislative fix to prevent defendants from residing near victims upon their release. A summary will be available at the meeting.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Forensic Lab Report

TO: Chairperson and Commission Members

FROM: John A. Blackburn, Jr.
Executive Director

RECOMMENDATION:

The Commission review the report presented on forensic labs and the funding allocated over the past five years and direct staff on what, if any, further information is required.

DISCUSSION:

At the last Commission meeting, this item was tabled to allow the Commission to review the report and have staff research the DNA processing strategy. The forensic report deals with the DNA & Forensic Technology Task Force information on Arizona labs and funding allocated to the labs through ACJC. Staff is requesting further instruction on what, if any, additional information is needed and what resources may be required by staff.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Victim Services Program Funding

TO: Chairperson and Commission Members

FROM: Tony Vidale, Program Manager
Crime Victims Services

RECOMMENDATION:

The Commission approve the appropriate allocation of resources for victim service programs.

DISCUSSION:

See attached.

The Crime Victims Committee will meet and make a recommendation to the Commission.

FISCAL IMPACT:

Significant

ALTERNATIVES:

Not Approve - Modify - Table

Summary of Victim Services Funding

Victim service program funding is allocated between two programs: the Crime Victim Compensation program and the Victim Assistance Grant program. State funding for the Crime Victim Compensation program mainly comes from a 4.6% allocation of the Criminal Justice Enhancement Fund (CJEF). In addition to CJEF, other fund sources traditionally have been dedicated by the Commission to the Crime Victim Compensation Program. These sources are: ADC inmate work fees, unclaimed victim restitution, and AG forfeiture monies. State funding for the Crime Victim Assistance program comes from parole and community supervision fees.

Prior to FY 2000, these programs had separate funds, the Victim Assistance Fund and the Victim Compensation Fund, dedicated to support each program. In FY 2000, however, the Legislature combined the funds as part of an effort to eliminate or consolidate funds as required by statute. Although the Legislature eliminated the distinction between the funds, staff continued to account for both programs' revenue and expenditures separately based on traditional ways of allocating funding sources.

In the past fiscal year, the Victim Compensation and Assistance fund has experienced an unusual growth in revenue. This revenue growth is directly attributable to a one-time deposit from the AG's Office of approximately \$2.9 million and a large deposit of \$1.2 million in unclaimed victim restitution monies. With both programs combined, the Victim Compensation and Assistance fund had a FY 2007 ending balance of \$5,817,068. Table 1 on page 17 provides a breakout of revenues and expenditures of the Compensation program from FY 2004 to FY 2009. These figures do not include revenues and expenditures from the annual federal VOCA grant. Table 2 provides a breakout for the Victim Assistance program.

Staff is seeking direction on allocating resources within the victim services program to effectively address the needs of crime victims. Although new Victim Compensation program rules may create an increase in expenditures, it is unlikely expenditures will increase dramatically to effectively spend down the fund balance. In addition, the FY 2008 Victim Compensation program level was increased by \$500,000 and the Victim Assistance grant program was increased to \$1.3 million to provide additional funding for victim service providers. Some possible alternatives to the current allocation policy could be to identify gaps in services or direct funding to underserved populations and dedicate funding to those efforts. Services most often needed include legal advocacy and training/education/prevention and underserved populations include rural areas and elderly victims.

Table 1

Victim Compensation Program						
	<u>FY 2004</u>	<u>FY 2005</u>	<u>FY 2006</u>	<u>FY 2007</u>	<u>Projected FY 2008</u>	<u>Projected FY 2009</u>
Beginning Balance	\$2,076,078	\$1,400,269	\$869,927	\$450,414	\$4,723,479	\$4,329,933
CJEF	1,628,533	1,778,035	1,933,558	2,109,359	2,250,686	2,401,482
DOC inmate fees	116,664	129,319	101,183	16,171	16,980	17,829
Unclaimed Restitution	547,274	299,565	128,357	1,250,347	100,000	100,000
AG Transfer	-	-	-	2,875,001	38,788	-
Subtotal	\$2,292,471	\$2,206,919	\$2,163,098	\$6,250,878	\$2,406,454	\$2,519,311
Total Funding Available	\$4,368,549	\$3,607,188	\$3,033,024	\$6,701,292	\$7,129,933	\$6,849,244
Less:						
Expenditures	\$2,968,280	\$2,737,262	\$2,582,610	\$1,977,813	\$2,800,000	\$2,800,000
Ending Balance	\$1,400,269	\$869,927	\$450,414	\$4,723,479	\$4,329,933	\$4,049,244

Table 2

Victim Assistance Program						
	<u>FY 2004</u>	<u>FY 2005</u>	<u>FY 2006</u>	<u>FY 2007</u>	<u>Projected FY 2008</u>	<u>Projected FY 2009</u>
Beginning Balance	\$326,092	\$339,782	\$518,015	\$750,456	\$1,093,589	\$1,094,106
Comm. Supervision Fees	896,700	1,034,368	1,107,477	1,238,588	1,300,517	1,365,543
Total Funding Available	\$1,222,792	\$1,374,150	\$1,625,492	\$1,989,044	\$2,394,106	\$2,459,650
Less:						
Expenditures	\$883,010	\$856,135	\$875,036	\$895,455	\$1,300,000	\$1,300,000
Ending Balance	\$339,782	\$518,015	\$750,456	\$1,093,589	\$1,094,106	\$1,159,650

ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

Action Requested:	Type of Action Requested:	Subject:
November 15, 2007	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	2007 Enhanced Drug & Gang Enforcement Report

TO: Chairperson and Commission Members

FROM: Kathy Karam, Program Manager
Drug Control and Systems Improvement

RECOMMENDATION:

Information Only

DISCUSSION:

The 2007 Enhanced Drug and Gang Enforcement (EDGE) report highlights activities funded by the Drug and Gang Enforcement Account and the Criminal Justice Enhancement Fund that relate to illicit drugs and drug related gang activity. Per A.R.S. § 41-2405 (A) 12 this report shall be submitted to the Governor, the President of the Senate and Speaker of the House of Representatives by October 31 of each year. Staff will present the highlights of this report.

FISCAL IMPACT:

N/A

ALTERNATIVES:

N/A